

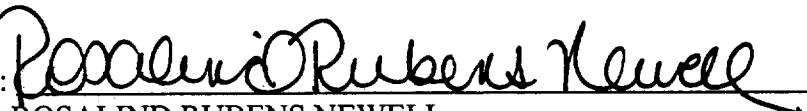
01-*R*-1361

Entered - 11-17-99 - sb  
CL 99L0758 - ALEXIS HOLMES

CLAIM OF: SONQUEA DOWDELL  
336 Cristi Court  
Jonesboro, Georgia 30236

For damages alleged to have been sustained as a result of driving  
over a railroad tracks on September 21, 1999 at Boulevard and  
Hamilton Streets.

THIS ADVERSED REPORT IS APPROVED

BY:   
ROSALIND RUBENS NEWELL  
DEPUTY CITY ATTORNEY

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 99L0758

Date: 8/8/01

Claimant /Victim SONQUEA DOWDELL

BY: (Atty) \_\_\_\_\_

Address: 336 Cristi Court Jonesboro, Georgia 30236

Subrogation: \_\_\_\_\_ Claim for Property damage \$ 2,637.76 Bodily Injury \$ \_\_\_\_\_

Date of Notice: 10/28/99 Method: Written, proper X Improper \_\_\_\_\_

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 9/21/99 Place: Boulevard SE at Hamilton Street

Department \_\_\_\_\_ Division: \_\_\_\_\_

Employee involved \_\_\_\_\_ Disciplinary Action: \_\_\_\_\_

**NATURE OF CLAIM:** The claimant alleges that he sustained vehicular damages when she drove over railroad tracks at a railroad crossing. However, it is not the responsibility of the City of Atlanta to maintain the tracks at railroad crossings, but it is the responsibility of the railroad company. The claimant has been advised to pursue her claim against the railroad company

**INVESTIGATION:**

Statements: City employee \_\_\_\_\_ Claimant \_\_\_\_\_ Other \_\_\_\_\_ Written \_\_\_\_\_ Oral \_\_\_\_\_

Pictures \_\_\_\_\_ Diagrams \_\_\_\_\_ Reports: Police \_\_\_\_\_ Dept Report \_\_\_\_\_ Other X

Traffic citations issued: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_

Citation disposition: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_

**BASIS OF RECOMMENDATION:**

Function: Governmental \_\_\_\_\_ Ministerial \_\_\_\_\_

Improper Notice \_\_\_\_\_ More than Six Months \_\_\_\_\_ Other \_\_\_\_\_ Damages reasonable \_\_\_\_\_

City not involved X Offer rejected \_\_\_\_\_ Compromise settlement \_\_\_\_\_

Repair/replacement by Ins. Co. \_\_\_\_\_ Repair/replacement by City Forces \_\_\_\_\_

Claimant Negligent \_\_\_\_\_ City Negligent \_\_\_\_\_ Joint \_\_\_\_\_ Claim Abandoned \_\_\_\_\_

Respectfully submitted,

  
INVESTIGATOR - ALEXIS HOLMES

**RECOMMENDATION:**

Pay \$ \_\_\_\_\_ Adverse X Account charged: 1A01 \_\_\_\_\_ 2J01 \_\_\_\_\_ 2H01 \_\_\_\_\_

Claims Manager:  Concur/date 08-14-01

Committee Action: \_\_\_\_\_ Council Action \_\_\_\_\_

COUNCIL OF THE CITY OF ATLANTA  
MUNICIPAL CLERK  
City Hall  
55 Trinity Avenue, S.W.  
Atlanta, Georgia 30335

RE: CLAIM FOR DAMAGES

Today's Date: 9/22/99

Dear Municipal Clerk:

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ \_\_\_\_\_ property and/or \$ \_\_\_\_\_ bodily injury for which I contend the City is liable.

1. Date of incident: 9 21 99  
(month/day/year)

2. Police called: ☒ Yes ☐ No

3. Location of incident: Blvd SE at Hamilton

4. Name of your insurance company: Geico Policy No. 140-78560

5. State what and how incident occurred: I was proceeding over rail rd tracks  
Drew Smoke stopped in parking lot left the hood  
and fire was at the bottom of motor Oil Spill everywhere

6. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!

7. The registered owner must make the claim for vehicle damages, complete the following and attach two (2) estimates of repair and proof of ownership of your vehicle (copy of the current tag receipt or title).

Your vehicle: NISSAN 95 348GKX Songwen Dowdell  
(make) (year) (tag number) (driver's name)

City vehicle: \_\_\_\_\_  
(make) (City driver's name) (department/bureau)

8. Witness: Mattie Jenkins 748 Hobart 624-3467  
(name) (address) (telephone number)

9. The acknowledgement of this claim in no way waives the Sovereign immunity of the City of Atlanta, as granted by State law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).

10. This claim should be mailed immediately to the address shown above.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

Songwen Dowdell  
(claimant's name)

336 Cristi Court  
(address)

Lawrence, Georgia 30236  
(city and state)

(770) 870-2122 (770) 471-8779  
(work number) (home number)

01-P-1361